



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **SUZUKI, Yoshihisa et al.**

Group Art Unit: **2653**

Serial Number: **09/964,874**

Examiner: **Aristotelis M. PSITOS**

Filed: **September 28, 2001**

Confirmation No.: **1462**

For:

**OPTICAL DISK DRIVE RESPONSIVE TO INTERNAL
TEMPERATURE CHANGE (As Amended)**

Customer No. **38834**

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OCT 27 2004

Technology Center 2600

NOTICE OF APPEAL

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

October 25, 2004

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated **June 24, 2004** of the Primary Examiner.

The item(s) checked below are appropriate:

1. ☒ A petition for a extension of time to respond to the Final Rejection is filed herewith.
2. ☐ A timely response to the Final Rejection has been filed, as provided in 37 C.F.R. 1.113.
3. ☒ Fee -\$330.00 or ☐ Small Entity -\$165.00

☒ Enclosed

☐ Not required (fee paid in prior appeal)

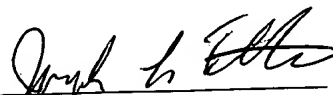
☒ Charge to Deposit Account No. 50-2866

In the event this Notice of Appeal is not considered to be timely filed, Applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 50-2866, along with any other additional fees which may be required with respect to this Notice.

Respectfully submitted,
WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP

10/26/2004 SDENB001 00000023 502866 09964874
02 FC:1401 10.00 DA 330.00 OP

By:


Joseph L. Felber

Reg. No.: 48,109

Tel: (202) 822-1100

Fax: (202) 822-1111

JLF/asc

Attorney Docket No.: 011299